IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 31ST JULY 2007 / 9TH SRAVANA 1929

WP(C).No. 18205 of 2007(P)

PETITIONER:

OMANAKUMARI P.,
HEADMISTRESS (UNDER SUSPENSION),
M.G.M.U.P.SCHOOL,
EDACODE, OORUPOIKA, ATTINGAL.

BY ADV. SRI.D.SOMASUNDARAM

RESPONDENTS:
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1. **DEPUTY DIRECTOR OF EDUCATION,**
   THIRUVANANTHAPURAM.

2. **ASSISTANT EDUCATIONAL OFFICER, ATTINGAL.**

3. **MANAGER,**
   M.GOVINDAN MEMORIAL U.P.SCHOOL, EDACODE,
   OORUPOIKA P.O., ATTINGAL.

BY GOVERNMENT PLEADER SRI.A.J.VARGHESE for R1 & R2
BY ADV.SRI.P.V.MOHANAN
SRI.S.SUDHEER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.18205/2007 P

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE CHARGE MEMO DTD. 21/12/2006 ISSUED BY THE MANAGER, M.G.M.U.P.SCHOOL, EDACODE, OORUPOIKA PO, TO THE PETITIONER.**

EXT.P1(A): **COPY OF THE STATEMENT OF REASONS ISSUED BY THE MANAGER, M.G.M.U.P.S. EDACODE DTD. 21/12/2006.**

EXT.P2: **COPY OF THE ORDER NO.B-632/2007 DTD. 19/03/2007 OF THE 2ND RESPONDENT.**

EXT.P3: **COPY OF THE ORDER NO.B4/9651/2007/D.D.E. DTD. 11/05/2007 OF THE 1ST RESPONDENT.**

/TRUE COPY/

P.A.TO JUDGE

KSS

A.K.BASHEER, J.

W.P.(C)No.18205 OF 2007

Dated this the 31st day of July, 2007

JUDGMENT

Petitioner is the Headmistress of M. Govindan Memorial U.P. School at Attingal. According to the petitioner, the manager had suspended her without any justifiable reasons. Anyhow, it is the admitted position that she was ordered to be reinstated by the Controlling Officer as seen from Ext.P2 communication dated March 19, 2007. Later, respondent no.1, the Deputy Director of Education, Thiruvananthapuram had also issued a direction to the manager to reinstate the petitioner in service. Since the manager had not complied with the above direction, this writ petition was filed seeking appropriate reliefs.

2. Today when the writ petition came up for further consideration, learned counsel for the manager submits that the petitioner has been reinstated in service by order dated July 21, 2007. An affidavit to this effect has been filed by the manager in COC 1095/01 which has been disposed of by me today, through another order.

3. Learned counsel for the petitioner submits that in view of the above development, what remains now is only disbursement of salary for the period during which petitioner was kept out of service inclusive of the period of suspension. Learned counsel for the Manager submits that appropriate steps will be taken to regularize the period of suspension and salary bill will be forwarded to the appropriate authority. This shall be done by respondent no.3 as expeditiously as possible, at any rate, within two weeks from the date of receipt of a copy of this judgment.

4. Since it is submitted on behalf of the manager that he has preferred a revision petition against the order of the lower authority, it is made clear that the orders passed by the Assistant Educational Officer and the Deputy Director of Education (respondents 1 and 2 respectively) will be subject to the result of the revision petition.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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